

CS FOR HOUSE JOINT RESOLUTION NO. 3(JUD)

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-THIRD LEGISLATURE - FIRST SESSION

BY THE HOUSE JUDICIARY COMMITTEE

Offered: 2/20/23

Referred: State Affairs

Sponsor(s): REPRESENTATIVES RAUSCHER, Vance, Craig Johnson, McKay

A RESOLUTION

1 **Encouraging Congress to pass the Concealed Carry Reciprocity Act or a similar bill.**

2 **BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

3 **WHEREAS** the Second Amendment to the Constitution of the United States provides
4 that "the right of the people to keep and bear Arms, shall not be infringed"; and

5 **WHEREAS** the United States Supreme Court has a history of protecting the right of
6 individual citizens to bear arms as provided in the Second Amendment to the Constitution of
7 the United States; and

8 **WHEREAS**, in *District of Columbia v. Heller*, 554 U.S. 570 (2008), the United States
9 Supreme Court held that the Second Amendment protects an individual right to possess a
10 firearm unconnected with service in a militia, and to use that arm for traditionally lawful
11 purposes, such as self-defense within the home; and

12 **WHEREAS** art. I, sec. 19, of the Constitution of the State of Alaska provides that
13 "[t]he individual right to keep and bear arms shall not be denied or infringed by the State or a
14 political subdivision of the State"; and

15 **WHEREAS**, where it is legal to do so, a person who may legally possess a concealed
16 firearm may carry a concealed firearm in the state without a concealed carry permit; and

1 **WHEREAS** the state issues permits to carry a concealed handgun as provided in
 2 AS 18.65.700 - 18.65.790; and

3 **WHEREAS** art. IV, sec. 1, of the Constitution of the United States provides that
 4 every state shall give full faith and credit to the judicial proceedings and records of every
 5 other state and that Congress may determine how those records will be proved, and the effect
 6 of those records; and

7 **WHEREAS**, under art. IV, sec. 1, Constitution of the United States, states provide
 8 reciprocity for legally issued driver's licenses from other states; and

9 **WHEREAS** states that issue concealed carry permits restrict eligibility to persons
 10 who are eligible under federal and state laws to legally possess a firearm; and

11 **WHEREAS** states that issue concealed carry permits require the applicant to complete
 12 a handgun competency course and display the applicant's ability and knowledge of related
 13 responsibilities to legally operate a firearm; and

14 **WHEREAS** states that issue concealed carry permits require applicants to submit
 15 fingerprints and pass a criminal background check; and

16 **WHEREAS** 19 states currently provide reciprocity for concealed carry permits issued
 17 in other states;

18 **BE IT RESOLVED** that the Alaska State Legislature respectfully requests that the
 19 United States Congress pass legislation that determines the manner in which a concealed carry
 20 permit issued by one state may be proven in another state, so that an individual in possession
 21 of a valid permit may lawfully carry a concealed firearm in another state in the same manner,
 22 and to the same degree, that an individual in possession of a valid concealed carry permit
 23 from that other state may legally do so; and be it

24 **FURTHER RESOLVED** that the Alaska State Legislature encourages the United
 25 States Congress to pass a bill that accomplishes this, such as the Concealed Carry Reciprocity
 26 Act (H.R. 38) from the 117th Congress, or a similar bill; and be it

27 **FURTHER RESOLVED** that the Alaska State Legislature respectfully requests that
 28 the President of the United States sign into law legislation passed by Congress that
 29 accomplishes this, such as the Concealed Carry Reciprocity Act (H.R. 38) from the 117th
 30 Congress or a similar bill.

31 **COPIES** of this resolution shall be sent to the Honorable Joseph R. Biden, President

1 of the United States; the Honorable Kamala D. Harris, Vice President of the United States and
2 President of the U.S. Senate; the Honorable Kevin McCarthy, Speaker of the U.S. House of
3 Representatives; and the Honorable Lisa Murkowski and the Honorable Dan Sullivan, U.S.
4 Senators, and the Honorable Mary Peltola, U.S. Representative, members of the Alaska
5 delegation in Congress.